

SENATE BILL 901

By Stevens

AN ACT to amend Tennessee Code Annotated, Title 36;
Title 38; Title 39 and Title 40, relative to global
positioning monitoring.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. This act is known and may be cited as "Amanda Mercer's Law."

SECTION 2. Tennessee Code Annotated, Section 40-11-152, is amended by adding the following as new subsections:

() Notwithstanding any law to the contrary, if a defendant is arrested for any criminal offense defined in title 39, chapter 13, in which the victim of the offense is a domestic violence victim as defined in § 36-3-601(5), or for a violation of an order of protection as authorized by title 36, chapter 3, part 6, and the victim has indicated on the victim of domestic abuse form that the victim wants the defendant to be required to use a global positioning monitoring system device as a condition of bail, then the magistrate shall impose a condition of bail as described by subdivision (b)(1).

() An entity operating a global positioning monitoring system is not civilly liable for any claim for injuries to or death of a victim resulting from actions taken by a defendant while the defendant is required to use a global positioning monitoring system device pursuant to this section.

SECTION 3. Tennessee Code Annotated, Section 36-3-619(g), is amended by adding the following as a new subdivision:

() If the officer makes an arrest, ask if the victim wants the defendant to be required to wear a global positioning monitoring system device as a condition of bail and have the victim indicate the victim's response on the victim of domestic abuse form.

SECTION 4. This act takes effect July 1, 2021, the public welfare requiring it.